

## SLAIN DETECTIVE HAD NO WARRANT WHEN SHOT DOWN

Police Admit Goldhammer  
May Have Unlawfully En-  
tered Burns's Flat.

NO SIGN OF STRUGGLE.

His Mates Declare Disguised  
Victim Was Known De-  
spite Trick.

While every police effort will be made to send Edward Burns, alias "Nigger the Ginnie," to the electric chair for killing Sergeant Goldhammer in Burns's flat, at No. 1270 First avenue, yesterday afternoon, there is a feeling around Police Headquarters that Burns may "beat the case."

Police Commissioner Bingham shares the belief of his detectives that Burns will escape conviction for murder in the first degree. The Commissioner does not commit himself, however, on the question of Burns's claimed right to shoot a stranger trying to break into his home. "I feel very badly about the death of Goldhammer," said Commissioner Bingham. "He was a good cop, but this crook who shot him will get away with it. I'd feel some satisfaction if I thought there was a possibility of sending him away for the rest of his life. But there isn't. How many homicides are committed in this city which are adequately punished? Very few. If splitting lawyers can do a lot for a murderer, all we have to show a jury is a dead cop, a crook and a revolver."

To the first person who arrived after the shooting and in his first statement made to the police, Burns declared that he had shot a burglar. There were no eyewitnesses. Goldhammer was in rough disguise, wearing a blue flannel shirt and a ragged pair of trousers. He was made up to resemble a tough.

Goldhammer had no warrant for the arrest of Burns; nevertheless, when Burns opened the door of the flat Goldhammer forced his way in, although Burns was heard to shout a warning to him to stay outside. Detectives who know Burns say that Burns knew Goldhammer, even in the latter's disguise, but no proof to this effect has been adduced.

Did He "Invade" the Home?

The case is interesting, coming at a time when several Supreme Court Justices have just delivered caustic decisions touching upon the right of the police to invade a man's domicile without a warrant. Every recent occasion upon which this question has been submitted to a court has brought out a ruling that a man's home may not be invaded without due warrant of law and in the manner prescribed by law.

Detectives say that if they had to get a warrant every time they find it necessary to arrest a known crook they might as well go out of business. Burns's friends have arranged to retain first class counsel, and the case promises to become historic in its bearing upon the length to which a police officer may go in the exercise of his powers when they involve forcible entrance of a domicile.

Burns was put through the third degree at the East Sixty-seventh street station last night, but stood up under the strain. He was photographed for the Rogues' Gallery and measured for the Bertillon records at Headquarters early today, and then hurried up to Yorkville Court, where he was held for the Coroner. Policeman Wall then took him down to the Criminal Courts Building, where he was arraigned before Coroner Harburger.

Held Without Bail.

Burns, when told that he might make a statement if he wished, but that anything he said could be used against him, said that all he wanted to tell was the truth. District Attorney Jerome, who was in the Coroner's Court, advised Burns to make no statement until he consulted a lawyer.

"This is a very serious crime you are accused of," said the District Attorney. Coroner Harburger remanded Burns to the Tombs without bail to await the inquest, which will be held March 9. Mr. Jerome took Burns into a corner of the room and talked to him for fifteen minutes before he was taken to the Tombs. Burns is an opium fiend and is beginning to show the effects of the nervous strain to which he has been subjected since he shot Goldhammer.

Goldhammer was thirty-five, was promoted to a sergeant only two weeks ago and had been on the force thirteen years. Besides his widow he leaves four children, the youngest four months old. He was considered at Headquarters one of the most resourceful and conscientious men in the Central Office.

In the killing of Goldhammer the police consider policy has gained another victim. Burns, it is thought by some, may be Jules Morelli, one of the alleged "policy kings." The police are forced to admit, however, that there is only circumstantial evidence to support a murder theory.

Under an assignment from Police Headquarters, Goldhammer had cornered Burns in his apartment at No. 1270 First avenue yesterday afternoon and was about to arrest him when a bullet in his brain ended his career.

Outcome of Policy Raids.

The killing was a direct outcome of recent policy raids. In which Goldhammer played a prominent part. He got the evidence on which Brownie was placed at No. 325 Broadway was a short time ago, and for months has been close at the heels of the policy gang. It was chiefly on his evidence that "Humpty Jackson" was arrested and convicted, and in other cases he had made himself as much a terror to denizens of the underworld as was William McFarland, the superintendent of the Anti-Policy Society, who was murdered in the Criminal Courts.

## Policy Raiding Detective Killed and Man Who Shot Him Down



EDWARD BYRNES

SGT. J. B. GOLDHAMMER

Building by "Nigger" Spencer a few years ago.

Goldhammer was sent to arrest Burns on a charge of receiving stolen property. It is admitted that there was little evidence to that effect, but the police wanted to find out what the result of the policy game and of a brutal attack made on William Kent, an "independent," by agents of the "trust."

Called Out, "I've Shot a Burglar."

Five minutes after the detective was directed to Burns's door a shot was heard. The janitor saw Burns throw a window up and heard him call across a wall between his flat and here: "I've shot a burglar, come over quick."

"A man whom I don't know came to the door," he said, "and asked if anybody named Johnson lived here. I told him 'no' and started to close the door, but he forced it open and started for me."

Burns's wife, who was taken to the East Sixty-seventh street station, but not arrested, told the same story. Burns was held on a charge of murder. Twenty-one pawn tickets were found in the flat and a complete opium layout.

STEEL HAMMERED,  
OTHER STOCKS UP

Pacifics, Copper, Reading,  
Smelting and St. Paul Get  
Good Market Support.

While all the leading stocks rallied after a poor start today United States Steel remained under pressure, the common showing a loss of 3/4 and the preferred a point. Union and Southern Pacific led the recovery, the other Pacifics, Copper, Reading, Louisville and Nashville, St. Paul and American Smelting also being given good support. Trading was active.

The weakness of Steel was of course due to the announcement of a cut in steel prices, made by Chairman E. H. Gary, of the United States Steel Corporation, forcing the price of the common stock of United States Steel Corporation down from 47 1/2 to 47, against 48 1/2 yesterday. This was the feature of the market's opening.

During the second hour another drive was made against United States Steel, the price falling to 46 1/2.

The stock was heavily sold in, and much of it was apparently offered at forced sale. United States Steel prices fell from two points to substantial fractions. The only notable exception was Louisville & Nashville, which gained 1/2.

The total sales of stocks were \$25,500 shares and of bonds \$1,041,000.

The Closing Prices:

|             |         |              |         |             |         |
|-------------|---------|--------------|---------|-------------|---------|
| Am. Can.    | 102 1/2 | Gen. Elec.   | 102 1/2 | Int. Harb.  | 102 1/2 |
| Am. Oil     | 102 1/2 | Ind. Elec.   | 102 1/2 | Int. Merc.  | 102 1/2 |
| Am. Sugar   | 102 1/2 | Int. Paper   | 102 1/2 | Int. Natl.  | 102 1/2 |
| Am. Tobacco | 102 1/2 | Int. Steel   | 102 1/2 | Int. Tel.   | 102 1/2 |
| Am. Water   | 102 1/2 | Int. Wire    | 102 1/2 | Int. Trans. | 102 1/2 |
| Am. Gas     | 102 1/2 | Int. Coal    | 102 1/2 | Int. Lumber | 102 1/2 |
| Am. Ice     | 102 1/2 | Int. Cotton  | 102 1/2 | Int. Wool   | 102 1/2 |
| Am. Flour   | 102 1/2 | Int. Grain   | 102 1/2 | Int. Hides  | 102 1/2 |
| Am. Meat    | 102 1/2 | Int. Leather | 102 1/2 | Int. Rubber | 102 1/2 |
| Am. Lumber  | 102 1/2 | Int. Paper   | 102 1/2 | Int. Steel  | 102 1/2 |
| Am. Coal    | 102 1/2 | Int. Wire    | 102 1/2 | Int. Tel.   | 102 1/2 |
| Am. Cotton  | 102 1/2 | Int. Grain   | 102 1/2 | Int. Hides  | 102 1/2 |
| Am. Grain   | 102 1/2 | Int. Leather | 102 1/2 | Int. Rubber | 102 1/2 |
| Am. Hides   | 102 1/2 | Int. Paper   | 102 1/2 | Int. Steel  | 102 1/2 |
| Am. Leather | 102 1/2 | Int. Wire    | 102 1/2 | Int. Tel.   | 102 1/2 |
| Am. Rubber  | 102 1/2 | Int. Grain   | 102 1/2 | Int. Hides  | 102 1/2 |
| Am. Paper   | 102 1/2 | Int. Leather | 102 1/2 | Int. Rubber | 102 1/2 |
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| Am. Paper   | 102 1/2 | Int. Leather | 102 1/2 | Int. Rubber | 102 1/2 |
| Am. Steel   | 102 1/2 | Int. Wire    | 102 1/2 | Int. Tel.   | 102 1/2 |
| Am. Wire    | 102 1/2 | Int. Grain   | 102 1/2 | Int. Hides  | 102 1/2 |
| Am. Tel.    | 102 1/2 | Int. Paper   | 102 1/2 | Int. Steel  | 102 1/2 |
| Am. Trans.  | 102 1/2 | Int. Wire    | 102 1/2 | Int. Tel.   | 102 1/2 |
| Am. Lumber  | 102 1/2 | Int. Grain   | 102 1/2 | Int. Hides  | 102 1/2 |
| Am. Coal    | 102 1/2 | Int. Leather | 102 1/2 | Int. Rubber | 102 1/2 |
| Am. Cotton  | 102 1/2 | Int. Paper   | 102 1/2 | Int. Steel  | 102 1/2 |
| Am. Grain   | 1       |              |         |             |         |